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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/065,019	09/11/2002	Roger Jette	761-17CON	7554

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CARTER, DELUCA, FARRELL & SCHMIDT, LLP
445 BROAD HOLLOW ROAD
SUITE 225
MELVILLE, NY 11747

EXAMINER

HORTON, YVONNE MICHELE

ART UNIT	PAPER NUMBER
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3635

DATE MAILED: 09/23/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

5.2

Office Action Summary	Application No.	Applicant(s)	
	10/065,019	JETTE, ROGER	
	Examiner	Art Unit	
	Yvonne M. Horton	3635	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 18 April 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 5, 12, 16 and 20-49 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 5, 12, 16, 20-49 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Withdrawal of Allowable Subject Matter

The indicated allowability of claims 20,21 and 23-27 is withdrawn in view of a more careful review of the reference(s) to SIMMONS. Rejections based on the newly cited reference(s) follow.

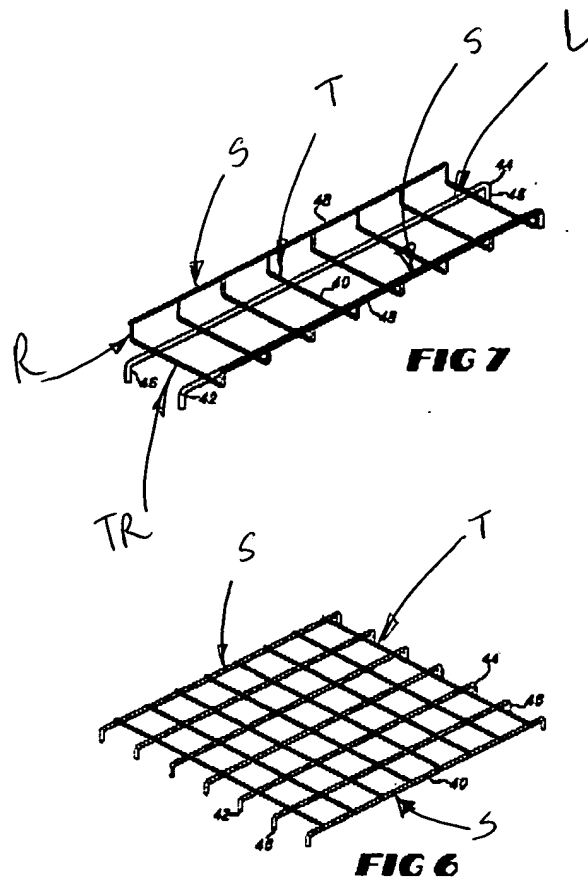
Claim Objections

Claims 22, 28 and 39 are objected to because of the following informalities: these claims in lines 11, 12, and 13, respectively, cite "a cable support basket"; however, a cable support basket has already been introduced in the claim. It is not clear if the second occurrence of "a cable support basket" in the claims are the same or different cable support basket. Appropriate clarification and/or correction is required.

Claim Rejections - 35 USC § 102

The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

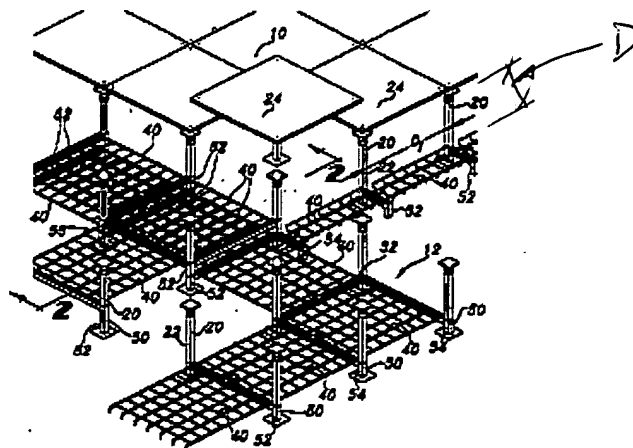
Claims 5,12,16,20-49 are rejected under 35 U.S.C. 102(b) as being anticipated by US Patent# 6,672,022 to SIMMONS. Regarding claims 22, 28 and 39, SIMMONS discloses the use of a cable support apparatus including at least one basket (40), as shown in figures 6 and 7, wherein the basket (40) consists of a pair of wire stock, column 8, lines 32-33, stringers (S) and a plurality of wire stock, column 8, lines 32-33, transverse sections (T) extending therebetween, see the attachment below. The cable



support apparatus of SIMMONS also includes a plurality of pedestal adapters (60) that are configured to attach to respective support pedestals (20); wherein, each pedestal adapter (60) has a portion (42,46) of the basket (40) to depend partially therefrom. In reference to claims 5, 29 and 40, the cable support basket (40) of SIMMONS is configured and dimensioned that upon installation with a raised floor system (10) each cable support basket (40) is disposed vertically beneath a corresponding floor panel (24). Regarding claims 12, 30 and 41 each stringer (S) is configured and adapted to be suspended from the pedestal adapters (60) supported on the support pedestals (20), see figures 1 and 2. In reference to claims 16, 31 and 42, the cable and support basket

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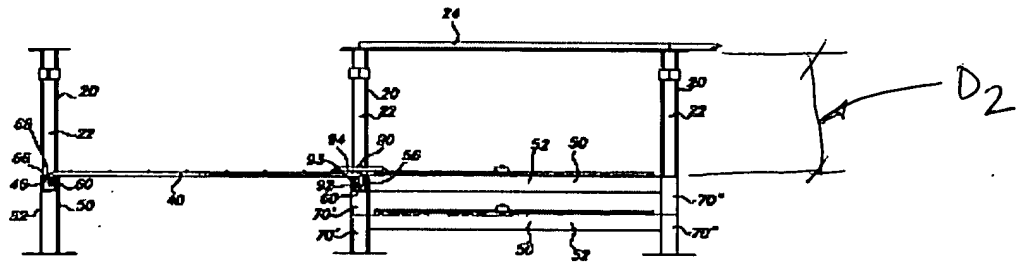
(40) is adapted to support articles on a plane below the pair of stringers (S). Regarding claims 23 and 33, each cable support basket (40) a pair of riser portions (R) depending from a respective stringer (S) and a transverse (TR) portion extending between the distal ends of the riser portions (R), see the figure above. In reference to claims 24, 34 and 45, the cable support basket (40) also includes at least one longitudinal section (L) across the transverse portion (TR). Regarding claims 20, 32, 35, 43 and 46, the longitudinal members (L) and the transverse sections (TR) are formed of wire stock (column 8, line 32-33). In reference to claims 21 and 44, the plurality of transverse sections (TR) are spaced a distance (D) from an uppermost surface of the at one plurality of support pedestals (20), see the figure below. Regarding claims 25, 36 and



47, the longitudinal (L) and transverse (TR) sections define an open architecture. In reference to claims 26, 37 and 48, each pedestal adapter (60) supports at least an end (42,46) of two adjacent stringers (S), see figure 6, of the cable support baskets (40).

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Regarding claims 27, 38 and 49, the pedestal adapter (60) is spaced a distance (D2) beneath an uppermost surface of the plurality of support pedestals (20), see the figure



above. With further reference to claim 28, the plurality of transverse sections (TR) are spaced a distance (D) from an uppermost surface of the at least one plurality of support pedestals (20), see the figure above. Further regarding claim 39, each cable support basket (40) a pair of riser portions (R) depending from a respective stringer (S) and a transverse (TR) portion extending between the distal ends of the riser portions (R), see the figure above.

Response to Arguments

Applicant's arguments with respect to the claims have been considered but are moot in view of the revised ground(s) of rejection.


Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Yvonne M. Horton whose telephone number is (571) 272-6845. The examiner can normally be reached on 6:30 am - 3:00 pm.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Carl D. Friedman can be reached on (571) 272-6842. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Yvonne M. Horton
Art Unit 3635
9/20/05